

EXAMINATION CONTENT OUTLINES

TITLE PRODUCER & INSTRUCTOR EXAMINATION

Examination	# of Items	Minimum Passing Score	Time Allowed
Producer	100	70% Correct	3.5 Hours
Instructor	100	85% Correct	3.5 Hours

CONTENT OUTLINE

1.0 REGULATION OF THE INSURANCE INDUSTRY IN NEW JERSEY (25 Items)

Ref: Title 17B and Title 17 and Title 52 refer to laws; Title 11 refers to regulations

1.1 State Regulatory Jurisdiction

Ref: Standard Insurance Textbooks

Legislation

State Laws

Implementation

Department

Division

Administrative Action

Rulemaking

Ref: 52:14B-1,3,4.1-4.5

Rule Adoption

Ref: 17:1C-6e

Implementation

Department

Division

Court Action

Interpretations

Effect on Law, Policy Forms

Related Federal Laws and Court Cases

Paul v. Virginia

U.S. v. South-Eastern Underwriters Assoc.

Ref: 17:46-13-8

McCarran-Ferguson Act/Public Law 15

Parker v. Brown

1.2 The Powers of the Commissioner and Methods of Regulation

Broad powers

Ref: 17:22A-45; 17:1-8.1, 17:1-15;17:23-23

Notice and hearing

Ref: 17:22A-45; 17:1-16; 17:29B-6 thru 13

Penalties

Ref: 17:22A-40, 22A-45

1.3 Producer Licensing

Licensing

Types of Licenses/Authorities and Requirements

Producer

Ref: 17:22A-29, 4.10; 11:17-2.1, 2.2 thru 2.4, 5.4

Business Entity

Ref: 17:22A-32, 8; 11:17-2.2 thru 2.4, 2.6

Nonresident

Producer

Ref: 17: 22A-34 ; 11:17-1.2, 2(b)

Business Entity

Ref: 17:22A-34

Prelicensing Requirements

Ref: 11:17-5.5(a), (b)

Exemptions

Ref: 17:22A-30

Definitions

Ref: 17:22A; 11:17-2B;11:17A, B, C, D; 11:17A-1.4

1.4 Producer Trade Practices, Standards of Conduct and Ethics

Trade Practices

Prohibited Practices

Ref: 17:29B-1 thru 14

Licensee Responsibilities (Reporting information to the Department of Banking and Insurance)

Business Names (including fictitious)

Ref: 17: 22A-36; 11:17-1.2, 2.8; 11:17-1.2, 2.7

Branch Offices

Ref: 11:17-1.2, 2.8

Change of Address

Standards of Conduct

Activities For Which A Person Must Be A Producer Or Registered Limited Insurance Representative

Ref:11:17A-1 et seq.

Unfair Trade Practices

Ref:11:17A-2.1 et seq.

Commissions and Fees

Ref:11:17B-1.1 et seq.; 2.1 et seq.; 3.1 et seq.

Management of Funds

Ref:17:17C-1.1 et seq.

Remittance Standards

Trust Accounts

Receipts

Recordkeeping

Administrative Penalties and Fines



1.5 Doing Business as a Licensed Insurance Producer
Temporary Certification
<i>Ref: 11:17-2.1, 2.4</i>
Contractual relationships
Company/producer
<i>Ref :17:22A-42; 11:17-2.9</i>
Producer employing another producer
<i>Ref: 11:17-2.9(b)</i>
Producer substituting for or taking over the business of a disabled/deceased producer
<i>Ref:17: 22A-37; 11:17-2.9(c)</i>
Maintenance and Duration of License
Renewal
<i>Ref: 11:17-2.1, 2.5</i>
Certification of license status
<i>Ref:11:17-2.15(c)</i>
License refusal/termination
Denial
<i>Ref:11:17-2.13</i>
Cancellation/reinstatement
<i>Ref:11:17- 2.13</i>
Revocation/suspension
<i>Ref:17: 22A-40, ; 11:17-2.1(c)</i>
2.0 RULES PERTINENT TO TITLE INSURANCE (75 Items)
2.1 Legal Aspects
<i>Ref: Handbook of NJ Title Practice, Fineberg Volume I and II Laws of Title Insurance - Burke</i>
Estates in Land
<i>Ref: Fineberg Chapters 1, 2, 76</i>
Acquisitions and Disposition of Title
<i>Ref: Fineberg Chapters 5, 58</i>
Describing Land
<i>Ref: Fineberg Chapter 55</i>
Co-ownership
<i>Ref: Fineberg Chapters 44</i>
Conveyances
<i>Ref: Fineberg Chapters 37-42</i>
Surrogates Descent or Devise
<i>Ref: Fineberg Chapters 53, 54, 93</i>
Mortgages
<i>Ref: Fineberg Chapters 81-84</i>
Tax Liens and Title
<i>Ref: Fineberg Chapters 101, 102</i>
Encumbrances, Liens, Defects, and Servitudes
<i>Ref: Fineberg Chapters 3, 30, 63, 69, 71-75, 78</i>
Records and Abstracts

<i>Ref: Fineberg Chapters 7, 85, 8</i>
Bankruptcy
<i>Ref: Fineberg Chapters 29, 52</i>
Judicial Proceeding
<i>Ref: Fineberg Chapters 22, 34, 71-72, 85, 88-89, 97, 103, 107</i>
Other Interests in Land
<i>Ref: Fineberg Chapters 2, 21, 24, 68, 73, 79, 98, 105, 111, 113, 115</i>
Easements and Restrictions
<i>Ref: Fineberg Chapters 4, 56, 104</i>
Corporations, Partnerships, and Other Entities
<i>Ref: Fineberg Chapters 45-50; 90-92</i>
Real Estate Settlement and Procedure
<i>Fineberg Chapter 100</i>
Condominiums and cooperatives
<i>Fineberg Chapters 35, 43</i>
Surveys and subdivisions
<i>Ref: Fineberg Chapters 55, 65, 108, 116</i>
Construction Lien law
<i>Ref: Fineberg Chapter 78, Section 7808</i>
2.2 Statutes
<i>Ref: NJSA 17:46B-1 et seq.</i>
Definitions and Requirements
Prohibited against Practice of Law
Inducements
Rebates or Reduced Fees
Examination of Records
Additional Penalty
Commissions
Rate Filing
Approval or Disapproval of Rate Filings
Prohibition upon Guaranteeing Mortgages and Completion
Determination and Insurability Required
Statutory Premium Reserve
Prohibitions
2.3 Title Insurance Concepts
Policy Forms
<i>Ref: Fineberg Chapter 11, ALTA</i>
Purpose
<i>Ref: Fineberg Chapter 9</i>
Policy Content Matter
<i>Ref: Fineberg Chapter 11</i>
Title Practices
<i>Ref: Fineberg Chapters 7-8</i>
2.4 Fraud

References

You may access all New Jersey Statutes at <http://www.njleg.state.nj.us/> Select "Statutes" from the left side list under the heading "Laws and Constitution".

OR

http://lis.njleg.state.nj.us/cgi-bin/om_isapi.dll?clientID=147438&depth=2&expandheadings=off&headingswithhits=on&infoase=statutes.nfo&softpage=TOC_Frame_Pg42

The New Jersey Administrative Code can be found at www.lexisnexis.com.

The Statutes and Administrative Code are available at all NJ State, County libraries, and most large libraries in New Jersey. Individuals may also make an appointment with the Department librarian to make copies at the states location in Trenton (a per page fee will be accessed for this service).